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June 14, 2013

BY EMAIL

The Honorable Lorna G. Schofield
United States District Judge
Thurgood Marshall United States Courthouse
40 Foley Square
New York, NY 10007-1312

Re: Kriss et al. v. Bayrock Group LLC et al, 10 Civ. 3959 (LGS); Removal of related Stated Court Action, 13 Civ. 3905, to federal court

Dear Judge Schofield:

We represent defendant Felix Sater in the above-referenced actions and write in response to the government's letter of this date seeking an order (1) dismissing Assistant U.S. Attorney Todd Kaminsky as a defendant; and (2) remanding the case, pursuant to 28 U.S.C. § 1447(c), to the New York Supreme Court. Although we do not oppose Mr. Kaminsky's dismissal as a defendant, we believe that Mr. Sater also has a valid basis to remove the action to federal court. Accordingly, we would request an opportunity to submit removal papers on his behalf and oppose the application to remand, by no later than June 21, 2013.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "N. Mobargha".

Nader Mobargha
Counsel to Felix Sater

Cc: Frederick M. Oberlander

Richard E. Lerner

Counsel for Plaintiffs